

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No.:	09/903,308	<b><u>Certificate of Transmission/Mailing</u></b>
Applicant(s):	Chatani MASAYUKI	I hereby certify that this correspondence is being facsimile transmitted to the USPTO, transmitted via the Office electronic filing system, or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:
Filed:	July 11, 2001	Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
Title:	SELECTION OF CONTENT IN RESPONSE TO COMMUNICATION ENVIRONMENT	on the date shown below
Examiner:	NGUYEN, Phuoc H.	 Richard E. Wawrzyniak
Art Unit:	2143	Date 01/16/2008 Registration No. 36,048 Attorney for Applicant(s)
Customer No.:	22242	
Confirm. No.:	1011	

**RESUBMISSION OF IDS AND FORM PTO 1449**  
**APPARENTLY LOST BY THE U.S. PATENT AND TRADEMARK OFFICE**  
**EXPEDITED PROCEDURE REQUESTED**

Mail Stop Issue Fee  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

A Notice of Allowance for this application was mailed on November 27, 2007. As such, Applicants request that this paper be reviewed as soon as possible.

Enclosed please find copies of an IDS and Form PTO 1449 which was filed with the PTO on October 16, 2002 in the above captioned application. The PTO received this IDS and Form 1449, as evidenced by the enclosed copy of the Return Receipt Postcard stamped by OIPE on October 16, 2002 (see Exhibit A attached hereto). The postcard lists receipt of the following: a one page transmittal letter, a three page IDS, and one page Form PTO 1449. Also attached hereto is a copy of the Express Mail label used to transmit the IDS which is stamped by the U.S. Postal Service on October 16, 2002 (Exhibit B).

Applicants have reviewed the entire file history on PTO's PAIR system and cannot find a copy of this Form PTO 1449. Given that the Return Receipt Postcard indicates that a Form PTO 1449 was received, it appears that this form has been lost by the PTO.

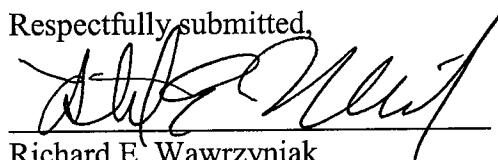
Applicants respectfully request that the Examiner consider the enclosed IDS as filed on October 16, 2002, and provide an initialed and signed copy of the Form PTO 1449 to Applicants as soon as possible.

It is noted that the Return Receipt Postcard indicates that copies of cited references were received by the PTO. However, copies of the listed references have not been provided with this filing since all references are U.S. patents for which copies are not required per 37 CFR § 1.98(a)(2)(ii).

No fees or other items are believed to be required at this time because this IDS appears to have been properly and timely filed by Express mail on October 16, 2002, which was before the mailing of a first Office Action. Again, it appears that the PTO lost the Form PTO 1449 through no fault of the Applicants.

If, however, the PTO determines that any fees are required for this submission, the Commissioner is hereby authorized to charge such fees which may be required, or credit any overpayment, to Deposit Account Number 06-1135 of Fitch, Even, Tabin & Flannery, Customer No. 22242.

Respectfully submitted,



Richard E. Wawrzyniak  
Reg. No. 36,048  
Attorney for Applicant(s)  
(858) 552-1311

Dated: January 16, 2008

Enclosures: Exhibits A and B  
Copy of IDS and Form PTO 1449 as filed on 10/16/02

Address all correspondence to:  
FITCH, EVEN, TABIN & FLANNERY  
120 So. LaSalle Street, Ste. 1600  
Chicago, IL 60603

Direct telephone inquiries to:  
Richard E. Wawrzyniak  
(858) 552-1311  
San Diego, California Office of  
FITCH, EVEN, TABIN & FLANNERY

Exhibit A

THE STAMP OF THE U.S. PATENT AND  
TRADEMARK OFFICE AFFIXED HERETO WILL BE  
EVIDENCE OF RECEIPT OF THE FOLLOWING (VIA  
EXPRESS MAIL #EV175670894US) ON OCT 16 2002.

Client #: 37090-6062/Sony (DAH/TT/msm)

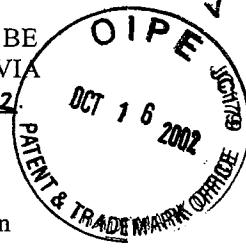
Enclosures: Transmittal Letter, 1 page original and in  
duplicate; Information Disclosure Statement, 3 pages;  
FORM PTO 1499, 1 page (along with cited references);  
This Postcard.

For: SELECTION OF CONTENT IN RESPONSE TO  
COMMUNICATION ENVIRONMENT

Applicant(s): Chatani et al.

Application No.: 09/903,308 – Filed: 7/11/01

PLEASE STAMP HERE. THANK YOU.



**Customer Copy**

Label 11-F June 2002



EV 175670894 US

**Post Office To Addressee**

UNITED STATES POSTAL SERVICE®

DELIVERY (POSTAL USE ONLY)			
Delivery Attempt	Time	Delivery Attempt	Time
Mo. Day	□ AM □ PM	Mo. Day	□ AM □ PM
Delivery Date	Time	Mo. Day	Time
Mo. Day	□ AM □ PM	Mo. Day	Time
Flat Rate Envelope	<input checked="" type="checkbox"/>	Flat Rate Envelope	<input type="checkbox"/>
Second	<input type="checkbox"/>	Second	<input type="checkbox"/>
Postage	<input type="checkbox"/>	Postage	<input type="checkbox"/>
3 PM	<input type="checkbox"/>	3 PM	<input type="checkbox"/>
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Military	<input type="checkbox"/>	Military	<input type="checkbox"/>
2nd Day	<input type="checkbox"/>	2nd Day	<input type="checkbox"/>
Int'l Alpha Count' Code	<input type="checkbox"/>	Int'l Alpha Count' Code	<input type="checkbox"/>
COD Fee	<input type="checkbox"/>	COD Fee	<input type="checkbox"/>
Insurance Fee	<input type="checkbox"/>	Insurance Fee	<input type="checkbox"/>
lbs.	<input type="checkbox"/>	lbs.	<input type="checkbox"/>
Acceptance of Returns	<input type="checkbox"/>	Acceptance of Returns	<input type="checkbox"/>
Total Postage & Fee	\$ <input type="text" value="1.00"/>	Total Postage & Fee	\$ <input type="text" value="1.00"/>
No Delivery	<input type="checkbox"/>	No Delivery	<input type="checkbox"/>
Weekend	<input type="checkbox"/>	Weekend	<input type="checkbox"/>
Holiday	<input type="checkbox"/>	Holiday	<input type="checkbox"/>
CUSTOMER USE ONLY			
METHOD OF PAYMENT			
Express Mail Corporate Acct. No.			
FROM: (PLEASE PRINT)			
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PHONE: _____			
PHONE: _____			
COMMISSIONER FOR PATENTS U.S. PATENTS & TRADEMARK OFFICE P.O. BOX 2327 ARLINGTON, VA 22202-0327			
LAW FIRM OF HELLEL & EHRLICH WHITE & MC AULIFFE LLP 4350 LA JOLLA VILLAGE DR STE 700 SAN DIEGO CA 92122-1246			
37090-6062 / 5001 (DAH:KSN)			

PRESS HARD.  
You are making 3 copies.

FOR PICKUP OR TRACKING CALL 1-800-222-1811 [www.usps.com](http://www.usps.com)

Exhibit D